Attorney Docket No.: P-9683-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

MCGLOIN, Cathal et al.

Examiner:

Michelle Linh-Giang Le

Serial No.:

09/672,829

Group Art Unit:

3686

Filed:

September 29, 2000

Confirmation No.:

2975

Title:

PERFORMANCE MANAGEMENT SYSTEM

Mail Stop Amendment Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, this Information Disclosure Statement includes Form PTO/SB/08:

1.	listing documents including patents, publications and other information for consideration by
	the Examiner, however, since the subject application was filed after June 30, 2003, copies of
	United States patents and/or United States patent application publications are not included in
	this information disclosure statement; and/or
2. 🗌	listing documents including patents, publications and other information that have been
	previously cited or submitted to the Patent Office in prior application U.S. Serial No,
	filed which is properly identified and relied on for an earlier effective filing date under
	35 U.S.C. 120 for consideration by the Examiner; however, in accordance with 37 C.F.R.
	1.98(d), copies of such documents are not included in this information disclosure statement;
	and/or
3.	listing documents including patents, publications, and other information for consideration by
	the Examiner, copies of which are included with this information disclosure statement;
4. 🗌	listing other information for the Examiner's consideration which was cited in a
	communication from a foreign patent office in a counterpart foreign application, a copy of
	which is included with this information disclosure statement

APPLICANTS:

MCGLOIN, Cathal et al.

SERIAL NO.: FILED:

09/672,829 29-Sep-2000

Page 2

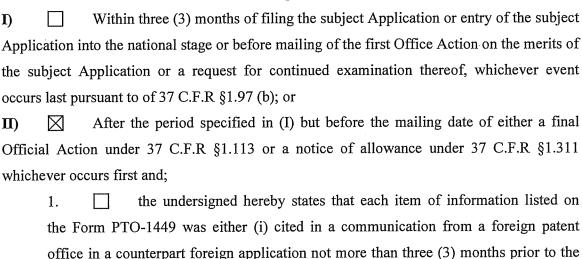
The information herein cited is only in fulfillment of Applicant(s) duty of candor in disclosing all information brought to Applicant(s) attention. This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant(s) reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant(s) further reserve(s) the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

In accordance with MPEP Sections 609 and 707.05(b), it is requested that each and every document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing on Form PTO-1449. Such initialing is requested even if the Examiner does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application and is evidence that the Examiner has considered the document.

This Information Disclosure Statement is being filed:

information disclosure statement; or



filing of this Information Disclosure Statement or (ii) not cited in a communication

from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, not known to any individual

designated in §1.56(c) more than three (3) months prior to the filing of this

APPLICANTS:

MCGLOIN, Cathal et al.

SERIAL NO.: FILED:

09/672,829 29-Sep-2000

Page 3

the undersigned hereby authorizes the Patent Office to charge the fee in \boxtimes 2. the amount of \$180.00 under 37 C.F.R §1.17 (p) to Deposit Account 50-3355.

After the period in (I) and (II) but before the payment of the issue fee and, \mathbf{III}) 1. The undersigned hereby states: that each item of information cited on the form PTO-1449 was a) cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement; or that no items of information contained in Form PTO-1449 was b) cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement; and The undersigned hereby authorizes the Patent Office to charge the 2.

Petition fee in the Amount of \$180.00 under 37 C.F.R §1.17 (p) to Deposit Account 50-3355.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-3355.

Respectfully submitted.

Caleb Pollack

Attorney/Agent for Applicant(s)

Registration No. 37,912

Dated: June 25, 2009

Pearl Cohen Zedek Latzer, LLP

1500 Broadway, 12th Floor New York, New York 10036

Tel: (646) 878-0800 Fax: (646) 878-0801